GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Sri J. Nagasubramanyam, the then Senior Assistant (Retd), Proddatur Municipality, Kadapa District - Disciplinary Proceedings instituted under Rule-20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Enquiry conducted – Imposed penalty of 10% cut in his pension permanently and also recovery proportionate amount of Rs.65,756/- from misappropriated amount – Orders - Issued.

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MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II-2) DEPARTMENT

G.O.RT.No. 186 **Dated: 30-03-2016**

Read the following:-

1.G.O.Ms.No.333, MA&UD(L1) Dept., dated.09.03.2005.
2.Served Copy of Sri J. Nagasubramanyam, the then Senior Assistant (Retd), Dated.30.04.2005.
3.G.O.Rt.No.617 MA&UD(L1) Dept dt.02.05.2012.
4.From Sri Alok Srivastava, IAS, COI, GAD D.O.Lr..No.1631/COI-AS/2012, dt.31.10.2012.
5.Govt.Memo No.22381/L1/2002-25, Dt.05.01.2013.
6.Written representation of Sri J. Nagasubramanyam, the then Senior Assistant (Retd), Dated.16.04.2013.
7.From CDMA, AP, Hyderabad Lr.Roc.No.1038/2002/C2, dt.08.05.2014.
8. Govt.Memo No.22381/Vig.II-2/2002, Dt.08.05.2015.
9.Served Copy of Sri J. Nagasubramanyam, the then Senior Assistant (Retd), Dated.Nil.
10.Govt. Letter No. 22381/Vig.II-2/2002, dated 08.05.2015 & 05.06.2015 addressed to the Secretary, APPSC., Hyderabad.
11.From Secretary, APPSC, Hyderabad Lr.No.430/RT/3/2015, dt.02.03.2016.

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O R D E R:

In the reference 1st read above, orders have been issued framing the following articles of charges against Sri J. Nagasubramanyam, the then Senior Assistant (Retd), Proddatur Municipality, Kadapa District under Rule-20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 for committing misappropriation of Municipal funds in construction of individual toilets under ILCS Scheme in the year of 2001 in Proddatur Municipality, Kadapa District:-

Charge No.1

That he had failed to discharge the duties entrusted to him for constructing 68 ILCS Units in the Revenue Ward No.15 & 16 and as against that he constructed only 63 Units.

Charge No.2

That he had failed to remit the balance amount of Rs. 164/- which was paid towards advance for payment of amount to the beneficiaries.

Charge No.3

That he had paid Rs. 12,080/- towards 5 Units of ILCS Scheme which are not actually constructed.

Charge No.4

That he had failed to observe the defects in construction of 24 Units of ILCS Scheme thereby Rs. 53,512/- loss caused to the Municipality.

Charge No.5

That the above–mentioned acts and omissions have exhibited his lack of Integrity, devotion to duty and conduct thereby contravened rule 3 of APCS (Conduct) Rules, 1964.

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2. In the reference 2nd read above, the charged officer has submitted his served copy and the written statement of defense has not submitted even lapse of stipulated time. On the examination of the matter, Government have appointed the Commissioner of Inquiries to conduct regular enquiry in the matter vide reference 3rd read above.

3. In the reference 4th read above, the Commissioner of Inquiries has submitted his enquiry report and held that out of five charges, three charges were proved against Sri J. Nagasubramanyam, the then Senior Assistant (Retd), Proddatur Municipality, Kadapa District.

4. In the reference 5th read above, copy of Enquiry Report was communicated to all the Charged Officers including to above charged officer to offer his representation in terms of Rule 21(2) of APCS(CCA) Rules, 1991. In the reference 6th read above, the charged officer duly denying the findings of Inquiry Authority has submitted his written representation.

5. Government after examination of the matter in-terms of APCS (CCA) Rules, 1991, have provisionally decided to impose suitable penalty of 10% cut in his pension permanently, besides recovery of the proportionate amount of Rs.65,756/- from misappropriated amount from him. Accordingly, in the reference 8th read above, a show cause notice has been issued to him as to why a penalty of 10% cut in his pension permanently, besides recovery of the proportionate amount of Rs.65,756/- shall not be imposed on him under Rule-9 of AP Revised Pension Rules, 1980 with a direction to submit his written representation within 15 days from the date of receipt of the memo. In the reference 9th read above, the charged officer has submitted his served copy and the written representation has not submitted even lapse of stipulated time.

6. Government have examined the matter and decided to confirm the penalty and recovery proposed against the Charged Officer (Retd) i.e., Sri J. Nagasubramanyam, the then Senior Assistant (Retd). Accordingly in the reference 10th read above, the Principal Secretary A.P.P.S.C, A.P, Hyderabad was addressed to convey their concurrence to the above proposal. In the reference 11th read above, the Principal Secretary, APPSC, Hyderabad has stated that the Commission has agreed to the above proposal of Government i.e., 10% cut in his pension permanently, besides recovery of the proportionate amount of Rs.65,756/- from misappropriated amount against the Charged Officer (Retd).

7. Government after examination of the matter hereby impose a penalty of 10% cut in pension permanently against Sri J. Nagasubramanyam, the then Senior Assistant (Retd), Proddatur Municipality, Kadapa District for three charges held proved in terms of Rule 9 of AP Revised Pension Rules, 1980. Government also hereby order to recover the proportionate amount of Rs.65,756/- from misappropriated amount from Sri J. Nagasubramanyam, the then Senior Assistant (Retd), Proddatur Municipality, Kadapa District, in terms of Rule 9 (7) of AP Revised Pension Rules, 1980.

8. The Director of Municipal Administration, AP, Hyderabad shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri J. Nagasubramanyam, the then Senior Assistant (Retd), Proddatur Municipality, Kadapa District – **through** the DMA, A.P, Hyderabad.
The Director of Municipal Administration, AP, Hyderabad.

Copy to:

The Principal Accountant General (A&E) A.P. Hyderabad.
The Regional Director-Cum-Appellate Commissioner of Municipal Administration, Anantapur.
The Secretary, AP Vigilance Commission. A.P. Secretariat, Hyderabad.
The Principal Secretary, APPSC, Nampally, Hyderabad.
The Commissioner, Proddatur Municipality.
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER